



MAIL STOP RCE  
PATENT  
9039-1001

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Andrew DALY

Conf. 3985

Application No. 10/688,988

Group 3771

Filed October 21, 2003

Examiner Shumaya B Ali

TENDON AND LIGAMENT SUPPORT

REQUEST FOR CONTINUED EXAMINATION  
UNDER 37 C.F.R. § 1.114

MS RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

November 16, 2007

Sir:

This is a "Request for Continued Examination" under 37 C.F.R. § 1.114, the provisions of which do not apply to:

(1) A provisional application; (2) An application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) An international application filed under 35 U.S.C. §363 before June 8, 1995; (4) An application for a design patent; or (5) A patent under reexamination.

☒ This Request for Continued Examination is being filed prior to the earliest of:

(1) Payment of the issue fee, unless a petition under §1.313 is granted; (2) Abandonment of the application; or (3) The filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of civil action under 35 U.S.C. §§ 145 or 146, unless the appeal or civil action is terminated.

☐ The enclosed document is being transmitted via facsimile.

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☒ **Submission Required under 37 C.F.R. § 1.114:**

Enter as part of the present submission:

- ☐ An After Final Amendment previously filed on \_\_\_\_\_, under 37 C.F.R. § 1.116 but unentered, in the present application.
- ☐ Arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
- ☒ A Reply, attached hereto. Claim fee(s) are calculated as set forth below:

	TOTAL NUMBER OF CLAIMS PREVIOUSLY FILED	TOTAL NUMBER OF CLAIMS BEING FILED HEREWITH	NUMBER EXTRA	RATE	FEE
Total Claims				x\$50 =	\$0.00
Independent Claims				x\$210 =	\$0.00
TOTAL CLAIM FEE(S)					\$0.00

☐ An Information Disclosure Statement (IDS) and PTO-1449 form(s) is/are attached hereto for the Examiner's consideration.

☐ Other:

☒ **Fees**

The required fee under 37 C.F.R. § 1.17(e) as required by 37 C.F.R. § 1.114 when the RCE is filed, is enclosed herewith:

- ☒ \$405.00 - small entity
- ☐ \$810.00 - large entity

☒ The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). The fee has been calculated as shown below:

- ☒ NO extensions of time have been previously obtained in the prior application. Thus, a fee of \$525.00 is required for the full period of the above-requested extension of time.

- ☐ An extension of ( ) month(s) was previously requested and paid for on in the instant application. Thus, a fee of \$0.00 is required to obtain an additional ( ) month(s) extension.
- ☐ Enclosed is a check in the amount of \$0.00 for the applicable filing fee, additional claims fee, and/or extension fees.
- ☒ Please charge our credit card set forth in the attached Credit Card Payment Form in the amount of \$930.00.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

YOUNG & THOMPSON

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Attachments: amendment  
Credit Card Payment Form